

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, AUGUST 24, 2009.

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Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Gracious God, we begin this day with a prayer in which we ask for Your guidance and direction as we face our daily legislative and personal responsibilities and obligations. In Your goodness, inspire us to make the right, fair and moral choices which are available to us. Open our hearts to You and to all people and clarify the thoughts in our minds as we try to promote peace, justice and civility in our communities. Grant us the courage to follow Your ways and to implement Your values in dealing with people and issues in these uncertain times. Teach us to remain faithful to our traditional principles and to our own spiritual and human values. May the needs of all people of our communities and our society remain a top priority on our agenda.

Grant Your blessings to the Speaker, the members and employees of this House and to their families. Amen.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Representatives Bowles of Attleboro and Poirier of North Attleborough) honoring the life time achievements of Ray Conniff by celebrating the naming of the Ray Conniff Bandstand at Capron Park in Attleboro;

Ray Conniff
bandstand.

Resolutions (filed by Mr. Honan of Boston and other members of the House) recognizing the Admetech Foundation for hosting Prostate Cancer Awareness Day; and

Admetech
Foundation.

Resolutions (filed by Mr. Ross of Wrentham) congratulating Peter Preston on his retirement after 47 years of exemplary service in the town of Wrentham;

Peter Preston.

Mr. Binienda of Worcester, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the Rules, in each instance, on motion of Mr. Kafka of Stoughton, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Papers from the Senate.

A petition (accompanied by bill, Senate, No. 2132) of Bruce E. Tarr and Ann-Margaret Ferrante (with the approval of the mayor and city council) for legislation relative to the preliminary election in the city of Gloucester, was referred, in concurrence, to the committee on Election Laws.

Gloucester,—
preliminary
election.

Reports of Committees.

By Mr. Binienda of Worcester, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Pam Richardson relative to zoning of land or structures for educational uses on land owned or leased by nonprofit educational corporations.

Zoning,—nonprofit
educational
corporations.

Under suspension of the rules, on motion of Mr. Murphy of Burlington, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Municipalities and Regional Government. Sent to the Senate for concurrence.

By Mr. Kafka of Stoughton, for the committee on Steering, policy and Scheduling, asking to be discharged from further consideration of the House Bill providing for the work force reduction of the city of Worcester through an early retirement incentive program for certain employees (printed as Senate, No. 2021, changed),— and recommending that the same be referred to the committee on Ways and Means. Under Rule 42, the report was considered forthwith; and it was accepted.

Worcester,—
retirement incentive

By Mr. Moran of Boston, for the committee on Election Laws, on a petition, a Bill to establish the election calendar in the city of Salem (House, No. 4112) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Salem,—
election calendar.

Mr. Kafka of Stoughton, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Ms. Peisch of Wellesley, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the House Bill relative to the Wareham Fire District (House, No. 1976) be scheduled for consideration of the House.

Wareham Fire
District.

Under suspension of Rule 7A, on motion of Mr. Smizik of Brookline, the bill was read a second time forthwith; and it was ordered to a third reading.

By Ms. Forry of Boston, for the committee on Community Development and Small Business, on a petition, a Bill relative to the Massachusetts Community Development Finance Corporation (House, No.

Community
Development
Finance

209). Read; and referred, under Rule 33, to the committee on Ways and Means.

Corporation.

Emergency measures.

The engrossed Bill establishing a sick leave bank for Dolores Tower, an employee of the Department of Developmental Services (see House, No. 1160), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Dolores Tower, —
sick leave bank.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 5 to 0. Sent to the Senate for concurrence.

The engrossed Bill establishing a sick leave bank for Crystal Pollack, an employee of the Department of Developmental Services (see House, No. 1161), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Crystal Pollack, —
sick leave bank.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 5 to 0. Sent to the Senate for concurrence.

Engrossed Bills.

The engrossed Bill authorizing the town of Nahant to issue bond anticipation notes (see House, No. 1133), (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Orders of the Day.

House bills

Authorizing the town of Brookline to lease certain town-owned property (House, No. 3711) (its title having been changed by the committee on Bills in the Third Reading);

Third
reading
bills.

Authorizing the town of Brookline to lease certain town-owned property (House, No. 3713) (its title having been changed by the committee on Bills in the Third Reading);

Relative to the retiree healthcare liability trust fund of the town of Brookline (House, No. 3714) (its title having been changed by the committee on Bills in the Third Reading);

Relative to the office of chief of the fire department on the town of Brookline (House, No. 3826) (its title having been changed by the committee on Bills in the Third Reading); and

Relative to organizing town agencies in the town of Dedham (House, No. 4096) (its title having been changed by the committee on Bills in the

Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M.

Next
sitting.

At a quarter after eleven o'clock A.M., on motion of Mr. Petersen of Grafton (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.